

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	
TRINITY BUI,	:
	:
Plaintiff,	::
vs.	:
	:
JOHN MAZZUTO and INDUSTRIAL	:
ENTERPRISES OF AMERICA, INC.,	:
	:
Defendants.	:
-----X	

Case No.1:07-cv-4529 (NRB)

**Notice of Dismissal**

**Please take notice, that whereas no Defendant has served or filed an answer or a motion for summary judgment in this action as of the date of this Notice, Plaintiff, TRINITY BUI, pursuant to Fed. R. Civ. P. 41(a)(1), hereby dismisses this action as against each and all of the Defendants without prejudice. Each party shall bear their own attorneys' fees, costs and other expenses of litigation.**

**Dated: July 5, 2007**

New York, New York

LAW OFFICE OF NELSON M. STERN

By: **Nelson M. Stern**

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*Of-Counsel*

To:  
David D. Howe  
Mitchell J. Geller  
Holland & Knight LLP  
195 Broadway  
New York, NY 10007

*Attorney for Defendants*

SO ORDERED:

Affirmation of Service

I, the undersigned attorney, declare and state:

I am a citizen of the United States, over the age of eighteen years, and not a party to this action. On the dated stated below, I served the following document on the following persons:

Notice of Dismissal

David D. Howe  
Mitchell J. Geller  
Holland & Knight LLP  
195 Broadway  
New York, NY 10007

*Attorney for Defendants*

  X   BY FIRST CLASS MAIL - I deposited each this day in a sealed envelope with suitable postage in a collection box of the United States Postal Service in New York City.

       BY FACSIMILE: I caused said documents to be transmitted by Facsimile machine to the number shown after the address listed above.

I declare and, certify under penalty of perjury under the laws of the State of New York that the foregoing is true and correct and that this affirmation was executed this date at New York, NY.

Date: July 5, 2007

**Nelson M. Stern**

\_\_\_\_\_  
Nelson M. Stern

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